

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

DAVID S. TORRES

CRIMINAL NO.

VIOLATIONS:

18 U.S.C. § 875(c)-

Threats by Means

of Interstate

Communication

05 CR 10006 JLT

INDICTMENT

COUNT ONE: 18 U.S.C. § 875(c)- Threats by Means of Interstate
Communication

The Grand Jury charges that:

On or about December 10, 2004, at Medford, in the
District of Massachusetts,

DAVID S. TORRES,

the defendant herein, did knowingly and willfully transmit in
interstate commerce between Miami, Florida and Medford,
Massachusetts a communication containing a threat to injure
Jennifer Lindsey Chong, to wit: an Instant Message computer
transmission via the Internet stating, "UR DEAD WHEN YOU COME
DOWN HERE!!!"

All in violation of Title 18, United States Code, Section
875(c).

COUNT TWO: 18 U.S.C. § 875(c)- Threats by Means of Interstate Communication

The Grand Jury further charges that:

On or about December 10, 2004, at Medford, in the District of Massachusetts,

DAVID S. TORRES,

the defendant herein, did knowingly and willfully transmit in interstate commerce between Miami, Florida and Medford, Massachusetts a communication containing a threat to injure Jennifer Lindsey Chong, to wit: an Instant Message computer transmission via the Internet stating, "u better have a bodyguard with u down here in Miami b/c ur in danger around here ur a fucking target u no good hoe[.]"

All in violation of Title 18, United States Code, Section 875(c).

COUNT THREE: 18 U.S.C. § 875(c)– Threats by Means of
Interstate Communication

The Grand Jury further charges that:

On or about December 10, 2004, at Medford, in the
District of Massachusetts,

DAVID S. TORRES,

the defendant herein, did knowingly and willfully transmit in
interstate commerce between Miami, Florida and Medford,
Massachusetts a communication containing a threat to injure
Jennifer Lindsey Chong, to wit: an Instant Message computer
transmission via the Internet stating, "ur in danger u
stranger ill rearrange u u stupid fucking hoe u don't
know who ur fucking with so im going 2 show u who ur fucking
with!!!"

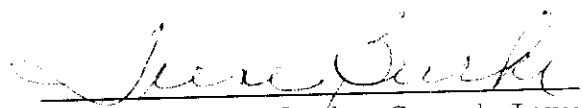
All in violation of Title 18, United States Code, Section
875(c).

NOTICE OF ADDITIONAL FACTORS

The Grand Jury further charges that:

1. The conduct that is the subject of Counts One, Two and Three, and other relevant conduct, involved more than two threats, as described in U.S.S.G. § 2A6.1(b)2).

A TRUE BILL

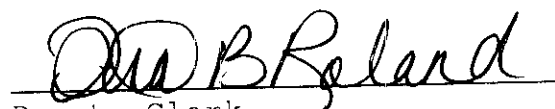

Foreperson of the Grand Jury


James Lang
Assistant United States Attorney

DISTRICT OF MASSACHUSETTS:

January 12, 2005

Returned into the District Court by the Grand Jurors and
filed.


Deputy Clerk
12:56p

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency FBICity Medford Related Case Information:County Middlesex Superseding Ind./ Inf. _____ Case No. _____
Same Defendant X New _____
Magistrate Judge Case Number 2004 M 0549-RBC
Search Warrant Case Number _____
R 20/R 40 from District of _____

Defendant Information:

Defendant Name David S. Torres Juvenile ☐ Yes ☒ No

Alias Name _____

Address 5181 Northwest 4th Terrace, Miami, FL 33126Birth date (Year only): 81 SSN (last 4 #): _____ Sex M Race: Hisp. Nationality: USA

Defense Counsel if known: _____ Address: _____

Bar Number: _____

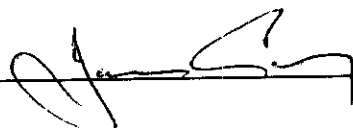
U.S. Attorney Information:

AUSA James Lang Bar Number if applicable _____Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested ☒ Regular Process ☐ In Custody

Location Status:

Arrest Date: 12/16/04☐ Already in Federal Custody as _____ in _____☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by Mag. Judge S.D.Fl. on 12/21/04Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 3

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: January 12, 2004Signature of AUSA: 

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District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant David S. Torres

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. § 875(c)</u>	<u>Threats by Means of Interstate Communication</u>	<u>1-3</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____
Set	_____	_____	_____

ADDITIONAL INFORMATION: